

## APPENDIX B

## Declaration

In the Matter of	)	
	)	
Providing Eligible Entities Access to Aggregate Form 477 Data	)	WC Docket No. 07-38
	)	
Implementation of the Broadband Data Improvement Act of 2008	)	GN Docket No. 09-47
	)	
A National Broadband Plan for our Future	)	GN Docket No. 09-51

I, Thomas D. Smith, of the eligible entity  
Office of Cyber Security for the state of  
New York, hereby declare under penalty of perjury that I have read the Order that has  
been entered by the Commission in this proceeding, and I understand it.


I agree to be bound by its terms pertaining to the treatment of section 106(h) aggregate data, and I  
agree that I shall not disclose or use section 106(h) aggregate data except as allowed by the Order.

I certify that I have verified that there are in place procedures at my place of business where the  
data is accessed to prevent unauthorized disclosure of section 106(h) aggregate data.

I acknowledge that a violation of the Order is a violation of an order of the Federal  
Communications Commission.

Executed at Albany, New York this 14 day of September, 2011

[signed]



[Name] Thomas D. Smith

[Position] Director

[Eligible Entity] New York State Office of Cyber Security

[Address] 1220 Washington Ave., Building 7A, Albany, New York 12242

[Telephone] 518-242-5200

[Email] tsmith@dhsses.ny.gov